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PATENT
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OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 6,917,729

Inventor: Mark S. Zediker et al.

Issued: July 12, 2005

Application No.: 10/737,127

Filed: December 17, 2003

For: TAILORED INDEX SINGLE MODE
OPTICAL AMPLIFIERS AND
DEVICES AND SYSTEMS
INCLUDING SAMEPAYMENT OF FEE DEFICIENCY
UNDER 37 C.F.R. 1.28(c)353 Sacramento Street, Suite 2200
San Francisco, CA 94111
Telephone: (415) 772-4900
Facsimile: (415) 398-2890M/S POST ISSUE
Commissioner for Patents
P.O. Box 1450
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited
with the United States Postal Service as First Class Mail in an
envelope, addressed to: Commissioner for Patents, P.O.
Box 1450, Alexandria, VA 22313-1450 on Dec. 16, 2008.

STALLMAN & POLLOCK LLP

Dated: 12/16/2008 By: *George K. Stith*

George K. Stith

Sir:

Although a claim for small entity status was made in this case in good faith, through error, the U.S. Patent Office was not timely notified of a loss of entitlement to small entity status as required by 37 C.F.R. 1.27(g)(2). Therefore, in accordance with 37 C.F.R. 1.28(c) Applicant provides payment of the deficiency that is owed.

Calculation of Deficiency owed:

Explanation of Fee Type	Fee Code	Fee Paid	Date Paid	Fees Owed
Due at 3.5 years (1.2(3))	1551	\$490.00	10/16/2008	\$490.00

Total**\$490.00**A check in the amount of \$490.00 is attached.

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490.00 OP

Atty Docket No.: COHD-9051

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-1703, under Order No. 50-1703.

Respectfully submitted,

STALLMAN & POLLOCK LLP

Dated: _____

12/16/08

By: _____

Michael A. Stallman
Reg. No. 29,444

Attorneys for Applicant(s)